

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF WISCONSIN
GREEN BAY DIVISION**

APPLETON PAPERS INC. and)	
NCR CORPORATION,)	
)	
Plaintiffs,)	
)	
v.)	No. 08-CV-00016-WCG
)	
GEORGE A. WHITING PAPER)	
COMPANY, et al.,)	
)	
Defendants.)	

**RESPONSE OF DEFENDANT P.H. GLATFELTER COMPANY TO PLAINTIFFS'
PROPOSED FINDINGS OF FACT IN SUPPORT OF THEIR MOTION FOR
SUMMARY JUDGMENT ON CERTAIN DEFENDANTS' STATE COMMON LAW
COUNTERCLAIMS**

Pursuant to Civil L.R. 56(b)(2)(B), Defendant P.H. Glatfelter Company ("Glatfelter") responds to Plaintiffs' [Proposed] Findings of Fact, Dkt. 945, as follows:

1. Defendant P.H. Glatfelter has asserted state and/or common law claims to recover costs and damages allegedly incurred with the cleanup of the lower Fox River Site. Roach Decl., Ex. 1 [P.H. Glatfelter Company's Answer, Affirmative Defenses and Counterclaim to Plaintiffs' Seventh Amended Complaint, Dkt. 297 (Oct. 15, 2008)].

Response. It is admitted that Exhibit 1 to the Roach Declaration properly reproduces Glatfelter's Answer, Affirmative Defenses, and Counterclaim, Dkt. 297. That document speaks for itself, and Glatfelter denies Proposed Finding of Fact 1 to the extent that it characterizes Glatfelter's pleading.

2-20.

Response. Proposed Findings of Fact 2-20 are not directed to Glatfelter, and therefore do not require a response from Glatfelter.

Dated: August 2, 2012

Respectfully submitted,

s/ David G. Mandelbaum

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Company**

CERTIFICATE OF SERVICE

I hereby certify that, on this 2nd day of August 2012, a true and correct copy of the foregoing was filed electronically via the Electronic Court Filing system and is available for viewing and downloading.

/s/ David G. Mandelbaum

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